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SCHWEGMAN LUNDBERG

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To: Examiner Bill Treat

RESENDING ON 2/21/03 Mark V. Muller

SCHWEGMAN ■ LUNDBERG ■ WOESSNER ■ KLUTH

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January 24, 2003

TO: Commissioner for Patents  
Attn: William T. Treat  
Patent Examining Corps  
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FROM: Ann M. McCrackinOUR REF: 884.101US1TELEPHONE: (612) 349-9592FAX NUMBER ~~703-746-7339~~ → 703-746-5687

\* Please deliver to Examiner William T. Treat in Art Unit 2183. \*

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In re. Patent Application of: Howard Chin et al.Examiner: William T. TreatSerial No.: 09/476,622Group Art Unit: 2183Filed: December 31, 1999Docket No.: 884.101US1Title: EXTERNAL MICROCODE

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FAX NUMBER 703/746-7239

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Name: Ann M. McCrackin

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In re. Patent Application of: <u>Howard Chin et al.</u>			Examiner: <u>William T. Treat</u>		
Serial No.: <u>09/476,622</u>			Group Art Unit: <u>2183</u>		
Filed: <u>December 31, 1999</u>			Docket No.: <u>884.101US1</u>		
Title: <u>EXTERNAL MICROCODE</u>					
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OWS/N 09/476,622PATENTIN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Howard Chin et al.

Examiner: William T. Treat

Serial No.: 09/476,622

Group Art Unit: 2183

Filed: December 31, 1999

Docket: 884.101US1

Title: EXTERNAL MICROCODE

SUPPLEMENTAL RESPONSE TO SUMMARY OFFICE ACTION  
UNDER 37 CFR § 1.111Commissioner for Patents  
Washington, D.C. 20231

The Applicants' representative has reviewed the Office Action Summary October 28, 2002. This Supplemental Response is offered for consideration in response to the Office Action Summary and a telephone conference held between the Examiner and patent attorney Mark V. Muller (Reg. No. 37,509), as initiated by the Examiner on January 21, 2002. Please consider the appended remarks. This Supplemental Response is accompanied by a Petition, as well as the appropriate fee, to obtain a two-month extension of the period for responding to the Office action, thereby moving the deadline for response from November 28, 2002 to January 28, 2003.

REMARKS

The Applicants' representative has carefully reviewed and considered the Office Action Summary mailed on October 28, 2002, and the references cited therewith. No claims are amended, no claims are canceled, and no claims are added. As a result, claims 10 and 21-40 are now pending in this Application, and are attached hereto as Appendix I, titled "Clean Version of Pending Claims" for convenience.

Restriction Requirement Traversed

It is asserted in the Office Action Summary that since an action on the merits of claims 1-20 (wherein claim 10 is still pending) has been received by the Applicants, embodiments of the invention claimed therein have been constructively elected. It was further asserted that claims 10 and 21-40 have been withdrawn by the Office from consideration, because embodiments of the invention claimed therein are distinctly different from those claimed in original claims 1-20. During the telephone conference between the Examiner and Mr. Muller, the Examiner noted that